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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No. 5027

IBA et al.

Allowed: February 9, 2006

Appln. No. 09/800,520

Atty. Ref.: 423-59

Filed: March 8, 2001

T.C. / Art Unit: 1636

FOR: EXPRESSION VECTOR CONTAINING A DRUG-RESISTANCE GENE HAVING A  
DESTABILIZING SEQUENCE AS SELECTION MARKER

Examiner: L.L. McGillem

\* \* \* \* \*

**SUBMISSION OF SUBSTITUTE RULE 63 DECLARATION**

March 15, 2006

**Mail Stop Issue Fee**

U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the requirement in the Notice of Allowance mailed February 9, 2006, submitted herewith is a substitute Rule 63 Declaration in compliance with 37 CFR 1.67(a). Entry and consideration of this Rule 63 Declaration is respectfully requested.

Applicants submit that the subject application remain allowable for the reasons of record. The Examiner is invited to contact the undersigned if any further information is required.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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